



Illinois Department of Transportation

2300 South Dirksen Parkway / Springfield, Illinois / 62764

December 23, 2003

Public Act 93-0157: County Competitive Bid Process

#03-18

COUNTY ENGINEERS/SUPERINTENDENT OF HIGHWAYS

A copy of Public Act 93-0157 is attached for your information. Public Act 93-0157 increases the competitive bid threshold for counties with fewer than 2,000,000 inhabitants from \$10,000 to \$20,000 for services, materials, equipment, or supplies

This statutory change is effective January 1, 2004 and supersedes our current policy. The updated BLR&S manual will include this change. If you have any questions, please contact Kevin Burke at 217-785-5048.

Acting Engineer of Local Roads and Streets

A handwritten signature in cursive script that reads "Darrell Lewis".

KB/kb
Attachment

Public Act 93-0157

HB1246 Enrolled

LRB093 02549 MKM 02559 b

AN ACT concerning local government.

Be it enacted by the People of the State of Illinois,
represented in the General Assembly:

Section 5. The Counties Code is amended by changing
Section 5-1022 as follows:

(55 ILCS 5/5-1022) (from Ch. 34, par. 5-1022)

Sec. 5-1022. Competitive bids.

(a) Any purchase by a county with fewer than 2,000,000 inhabitants of services, materials, equipment or supplies in excess of \$20,000 ~~\$10,000~~, other than professional services, shall be contracted for in one of the following ways:

(1) by a contract let to the lowest responsible bidder after advertising for bids in a newspaper published within the county or, if no newspaper is published within the county, then a newspaper having general circulation within the county; or

(2) by a contract let without advertising for bids in the case of an emergency if authorized by the county board.

(b) In determining the lowest responsible bidder, the county board shall take into consideration the qualities of the articles supplied; their conformity with the specifications; their suitability to the requirements of the county, availability of support services; uniqueness of the service, materials, equipment, or supplies as it applies to networked, integrated computer systems; compatibility to existing equipment; and the delivery terms. The county board also may take into consideration whether a bidder is a private enterprise or a State-controlled enterprise and, notwithstanding any other provision of this Section or a lower bid by a State-controlled enterprise, may let a contract to the lowest responsible bidder that is a private enterprise.

(c) This Section does not apply to contracts by a county with the federal government or to purchases of used equipment, purchases at auction or similar transactions which by their very nature are not suitable to competitive bids, pursuant to an ordinance adopted by the county board.

(d) Notwithstanding the provisions of this Section, a county may let without advertising for bids in the case of purchases and contracts, when individual orders do not exceed \$25,000, for the use, purchase, delivery, movement, or installation of data processing equipment, software, or services and telecommunications and inter-connect equipment, software, and services.

(Source: P.A. 90-517, eff. 8-22-97.)

Effective Date: 01/01/04